

22CT 12581

ARREST / NOTICE TO APPEAR		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		JUVENILE	
Agency ORI Number 0502600		Agency Name Palm Beach Gardens Police Department		Agency Report Number (N.T.A.'s only) 7, 8 22-003747					
Charge Type Check as many as apply ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		If Weapon Seized Enter Type: UNARMED		Multiple Clearance Indicator					
Location of Arrest (Including Name of Business) 4875 HOOD RD/CENTRAL BLVD, PALM BEACH GARDENS, FL		Location of Offense (Business Name, Address) 12751 CENTRAL BLVD/HOOD RD, PALM BEACH GARDENS, FL		33418					
Date of Arrest 08/02/2022		Time of Arrest 22:28		Booking Date		Booking Time		Jail Date	
Name (Last, First, Middle) DANLEY, MELANIE REBECCA		Alias:		Alias (Name, DOB, Soc. Sec. #, Etc.)					
Race W - White B - Black O - Original/Asian W		Sex F		Date of Birth 10/09/1977		Height 5'05		Weight 137	
Eye Color BLUE		Hair Color BROWN		Complexion LIGHT		Build Med			
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description)		Marital Status S		Religion		Indication of Alcohol Influence Yes ☒ No ☐ Unk. ☐			
Local Address (Street, Apt. Number) 5150 BECKMAN TER, PALM BEACH GARDENS, FL 33418		(City) FL		(State) FL		(Zip) 33418		Phone	
Permanent Address (Street, Apt. Number) 5150 BECKMAN TER, PALM BEACH GARDENS, FL 33418		(City) FL		(State) FL		(Zip) 33418		Phone	
Business Address (Name, Street) 5150 BECKMAN TER, PALM BEACH GARDENS, FL 33418		(City) FL		(State) FL		(Zip) 33418		Phone	
D/L Number, State V083645656 / OK		Soc. Sec. Number		INS Number		Place of Birth (City, State) LAWTON, OK, United		Citizenship US	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile	
Co-Defendant Name (Last, First, Middle)		Race		Sex		Date of Birth		☐ 2. At Large ☐ 4. Misdemeanor ☐ 5. Juvenile	
☐ Parent ☐ Other ☐ Legal Guardian		Name (Last, First, Middle)		Residence Phone					
Address (Street, Apt. Number)		(City)		(State)		(Zip)		Business Phone	
Notified by: (Name)		Relationship		Date		Time		JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated	
Released To: (Name)		Relationship		Date		Time			
The above address was provided by ☐ defendant and/or ☐ defendant's parents. The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.		Property Crime? ☐ Yes ☒ No		Description of Property		Value of Property		Grade	
☐ Yes, by: ☐ No		Drug Activity S. Sell N. N/A P. Possess		S. Sell B. Buy D. Deliver E. Use		K. Dispenses/ Distribute		M. Manufacture/ Produce/ Cultivate	
Z. Other		Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetic	
U. Unknown Z. Other		Charge Description DUI - NORMAL FACULTIES IMPAIRED		Statute Violation Number 316.193(1)(A)		Violation of ORD #			
Drug Activity		Drug Type N		Amount / Unit /		Offense #		Counts 1	
Domestic Violence ☐ Y ☒ N		Warrant / Capias Number		Bond					
Charge Description		Statute Violation Number		Violation of ORD #					
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts	
Domestic Violence ☐ Y ☒ N		Warrant / Capias Number		Bond					
Charge Description		Statute Violation Number		Violation of ORD #					
Drug Activity		Drug Type		Amount / Unit		Offense #		Counts	
Domestic Violence ☐ Y ☒ N		Warrant / Capias Number		Bond					
Health / Apparent Physical Condition of Defendant		Any knowledge of the following ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries		Explain:					
Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health		PROPERTY - Received By		Released By		Released To			
Transported By		Date Transported		Time Transported		Other			
☒ INSTRUCTION NO. 1 - Mandatory appearance in court ☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.		Location (Court, Room) North County PALM BEACH GARD		Court Date and Time 09/07/2022 10:00:00		No Photo Available			
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED.		Signature of Defendant (or Juvenile and Parent/Custodian) SCA...		Date Signed 08/03/2022					
HOLD for Other Agency ☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other		Signature of Arresting Officer FLINK, A. S.		Name of Arresting Officer (Print) FLINK, A. S.		ID # 514		Agency 514	
Intake Deputy CPA HONER 7260		Transportation Officer FLINK		ID # 514		Agency 514		Witness here if subject signed with an "X"	
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OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Capias	1	JUVENILE	
ADMINISTRATIVE	Agency ORI Number FL FL0502600		Agency Name Palm Beach Gardens Police Department		Agency Report Number 7 8 22-003747			
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:					
DEFENDANT	Name (Last, First, Middle) DANLEY, MELANIE REBECCA				Race W	Sex F	Date of Birth 10/09/1977	
	Alias							
CHARGES	Charge Description 316.193(1)(A) DUI - NORMAL FACULTIES IMPAIRED				Charge Description			
	Charge Description				Charge Description			
VICTIM	Victim's Name (Last, First, Middle) State Of Florida				Race	Sex	Date of Birth	
	Local Address (Street, Apt. Number) (City) (State) (Zip)				Phone	Address Source		
MISDEMEANOR	Business Address (Name, Street) (City) (State) (Zip)				Phone	Occupation		
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody ... ☒ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>2</u> day of <u>August</u>, <u>2022</u> at <u>22:13</u> (Specifically include facts constituting cause for arrest.)								
On 08/02/2022 at approximately 2213 hours, this Officer arrived in the area of Hood Rd just west of Central Blvd, PBG, FL, to assist Ofc Nelson 516 on a traffic stop. Body worn camera and in car video were used. Ofc Nelson said he observed the vehicle, a Lexus utility vehicle (MGP8431/TX) stopped in the intersection of north bound Central Blvd, to go west on Hood Rd. Ofc Nelson further stated the vehicle disregarded a steady red light to travel west bound on Hood Rd. Ofc Nelson provided this Officer with an Oklahoma driver license, bearing the name Melanie Danley (OF), who this Officer later identified as the woman in the driver seat, in actual physical control of the vehicle. This Officer observed Danley to have slurred speech, flushed face, red watery eyes and the obvious odor of an unknown alcoholic beverage emanating from her breath at conversational distance. This odor increased as Danley spoke and the investigation continued. Danley said she was coming from an event at PGA National and was on her way home, which was determined to be in the Alton community. When asked how much she had to drink on this night Danley replied "I have no idea", "we went to a nice dinner", "there's not any ammount of liquid I could recall". Danley further said she would not have run the light if she saw the Officer. When asked to exit the vehicle to participate in Standardized Field Sobriety Exercises, Danley said "what does that mean", "are you going to test me" and began to display signs of anxiety. Danley also said "I don't have a solid core". Danley said she did not have any medical conditions which would affect the exercises performed. The first exercise conducted, was the Horizontal Gaze Nystagmus. The stimulus used was a Stylus Streamlight with an illuminated red tip. This Officer observed a lack of smooth pursuit in both eyes and sustained involuntary jerking in both eyes at maximum deviation. Danley also had the onset of Nystagmus prior to 45 degrees in both eyes and								
ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME  08/02/2022 DATE				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT) 08/02/2022 DATE			
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COURT

STATE ATTORNEY

CENTRAL RECORDS

JAIL

CRIME ANALYSIS

P. I. O.

OBTB Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.	3. Request for Warrant 4. Request for Copies	1	JUVENILE
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lack of convergence in both eyes twice. Throughout the exercise, Danley would move her head and was orbitally swaying. The second exercise conducted, was the Walk and Turn. The line used, was a strip of yellow tape placed upon the pavement by this Officer. Danley had difficulty entering and remaining in the starting position. Through much of the instructions Danley stood with her right foot off the line. Prior to starting the exercise, this Officer suggested Danley tie off her dress as to not affect her walking. During the first set of steps, Danley missed the line on her first step and raised her arms more than six inches from her sides. During the turnaround, Danley ended the exercise on the improper foot, causing her to turn the opposite direction she was instructed. During the return set of steps, Danley again missed the line on the first step. Danley also took eight steps rather than nine. It should be noted, this Officer was unable to see if Danley was touching heel-to-toe between steps, however, during the return set of steps it appeared Danley missed heel-to-toe on each step based on how far apart her strides were between steps. The third exercise conducted, was the One-Leg Stand. When told where to stand, Danley began to argue with this Officer then when in place, was not facing this Officer. During the exercise, Danley raised her right foot. Danley swayed throughout the exercise and placed her foot down three times, thus ending the exercise early. The fourth exercise conducted, was the Finger to Nose. During the exercise, Danley exhibited similar indicators on all six commands. For all six commands, Danley touched the tip of her nose with the pad of her finger, with the exception of the second Left command, she double touched her nose. Danley also did not lower her hand after touching her nose during any command, until she was told to do so. Danley also kept her eyes open during the exercise, which was evident by her continuing to blink while the wind was blowing. The fifth exercise conducted, was the Rhomberg Alphabet. Danley expeditiously recited the alphabet, jumbling "L,M,N,O,P". After approximately letter "G" she began to say the alphabet with a rhythm. Throughout the exercise, Danley was swaying back and forth. Based on this Officer's observations and the totality of the circumstances, Danley was placed under arrest at 2228 hours. Subsequent to arrest, Danley exhibited rapid mood swings and blamed Officers for her situation. As this Officer attempted to request a breath sample, Danley said, "I'm drunk right now, but I would never be this mean to you". On the roadside this Officer requested Danley provide a breath sample for the purpose of determining its alcohol content, to which she refused. This Officer read Florida Implied Consent to Danley, via Florida DOT Cards, to which she continuously spoke over this Officer. Danley acknowledged Implied Consent and when asked again about providing a breath sample, she said "No I'm not doing anything" at 2239 hours. Danley							
SWORN AND SUBSCRIBED BEFORE ME  NOTARY PUBLIC, CLERK OF COURT, OFFICE OF P.S. Renee Regin My Commission GG 986418 Expires 03/05/2024 08/02/2022 DATE				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER  FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT) 08/02/2022 DATE			

A D M I N I S T R A T I V E	OBT Number		PROBABLE CAUSE AFFIDAVIT SUPPLEMENT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Copies		1	JUVENILE
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	Name (Last, First, Middle) DANLEY, MELANIE REBECCA		Alias		Race W		Sex F		Date of Birth 10/09/1977	

then denied saying she was drunk.

Based on the results of the investigation, this Officer has probable cause to prove Melanie Danley operated a motor vehicle, in the state of Florida, while under the influence to the extent her normal faculties were impaired, in violation of FSS 316.193(1) (A) .

NOT A CERTIFIED COPY

A D M I N I S T R A T I V E	SWORN AND SUBSCRIBED BEFORE ME		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	
	NOTARY PUBLIC / CLERK OF COURT / OFFICER (NOTARY PUBLIC) 08/02/2022 DATE		FLINK, ANDREW S (514) NAME OF OFFICER (PLEASE PRINT)	
			08/02/2022 DATE	

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CRIME ANALYSIS

P. I. O.



PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET



PBSO Case #: _____ PBSO Zone: 3-13

Agency Case #: 22003747 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 22:03 Date of Incident: 08/02/2022 Day: TUESDAY

Location of Incident: CENTRAL BLVD/HOOD RD, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 22:28 Date of Arrest: 08/02/2022 Day: TUESDAY

Location of Arrest: 4900-BLK HOOD RD, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) DANLEY, (F) MELANIE, (M) REBECCA

DOB: 10/09/1977 Race: W Sex: F Height: 505 Weight: 137 Hair BRO Eye BLU

Address: 5150 BECKMAN TER, PBG, FL Phone: _____

Arresting Officer's Name: A. FLINK ID#: 514

Agency: PBGPD Division: TRAFFIC UNIT

Breath Results

- 1) _____ at _____ hrs.
2) _____ at _____ hrs.
3) _____ at _____ hrs.
4) _____ at _____ hrs.

---BAT Use---

BAT Notified: NO

Arrival Time at BAT: _____

Subject Arrest Time: 22:28

Breath Test Operator: _____

PBSO

SUBJECT: _____

CASE NUMBER: _____

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.

OR

I am now requesting that you submit to a lawful test of your **URINE** for the purpose of determining the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am _____ of the _____

If you refuse to take the test I have requested of you, your driving privilege will be suspended for a period of one (1) year for a FIRST REFUSAL, or eighteen (18) months if your driving privilege has been PREVIOUSLY SUSPENDED, or if you have been PREVIOUSLY FINED under s. 327.35215, for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to take the test I have requested of you, and if your driving privilege has been previously suspended, or if you have been previously fined under s. 327.35215, for a refusal to submit to a lawful test of your **breath, urine** or blood, you will be committing a misdemeanor, in addition to any other penalties which can be imposed by law.

Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

NOTE: IF THE SUBJECT POSSESSES A COMMERCIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING,

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor Vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

SUBJECTS SIGNATURE: (X) _____

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUSPECT'S SIGNATURE: (X) _____

SUBJECT: _____ CASE NUMBER: _____

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

WHAT TIME DID YOU START? _____ WHAT TIME IS IT NOW? _____

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? _____

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	_____
GLASS EYE?	_____
FALSE TEETH?	_____
EAR INFECTION?	_____
INNER EAR TROUBLE?	_____
DIABETES?	_____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____

**STATE OF FLORIDA
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH TEST**

I, **A. FLINK**, a duly certified Law Enforcement or Correctional Officer, am a
(Name of Officer reading Implied Consent Warning)
member of **PALM BEACH GARDENS POLICE DEPARTMENT**, and I do swear
(Name of Law Enforcement Agency)
or affirm that on or about the **2ND** day of **AUGUST**, 20**22**, at **22:28** ☒ P.M. ☐ A.M.
DRIVER **MELANIE** **REBECCA** **DANLEY**
FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME
DL # **V083645656**, state of **OK**, was placed under lawful arrest for
the offense of **DRIVING UNDER THE INFLUENCE** by **A. FLINK** and
(Name of Arresting Officer)
issued citation # **AGESPME**.

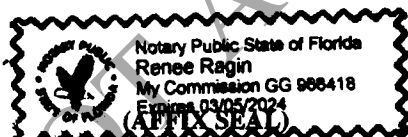
That on or about the **2ND** day of **AUGUST**, 20**22**, at **2238** ☒ P.M. ☐ A.M.
in **PALM BEACH** County,

I requested that the driver submit to a **BREATH** test for the purpose of determining its alcohol content. I informed the driver that the refusal to submit to such test would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended, or if he or she had been previously fined under s. 327.35215, F.S., for refusing to submit to a breath, urine, or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended, or if he or she has been previously fined under s. 327.35215, F.S., for refusal to submit to a lawful test of his or her breath, urine, or blood. Nonetheless, the driver refused to submit the test requested.

Signature of Law Enforcement Officer or Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (s. 117.10, F.S.)

The foregoing instrument was sworn and subscribed before me:



The foregoing instrument was sworn and subscribed before me
this **3rd** day of **AUGUST**, 20**22**,
by **A. FLINK**, who is
personally known to me or who has produced

as identification.
Notary Public _____

Signature of Attesting Officer

Title _____
Date **08/03/2022**

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.